



300.1012

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicants: Xiu Xiu CHENG, et al.  
Serial No.: 09/705,625  
Filed: November 3, 2000  
For: **METHODS FOR TREATING DIABETES VIA  
ADMINISTRATION OF CONTROLLED  
RELEASE METFORMIN**  
Art Unit: 1615

**RESPONSE TO NOTICE REGARDING DRAWINGS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

August 2, 2004

Sir:

In response to the Notice Regarding Drawings, dated June 21, 2004, Applicants submit replacement drawings, Figures 1-8.

If any additional fees are deemed to be due at this time, the Commissioner is authorized to charge payment of the same to Deposit Account No. 50-0552.

Respectfully submitted,

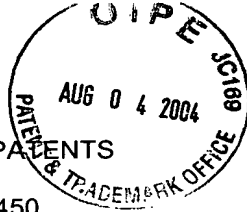
DAVIDSON, DAVIDSON & KAPPEL, LLC

By: 

Robert J. Paradiso  
Reg. No. 41,240

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New York, NY 10018  
(212)736-1940

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
Alexandria, VA 22313-1450



Docket No.: 300.1012  
Date: August 2, 2004

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In re application of: Xiu Xiu CHENG, et al.

Serial No.: 09/705,625

Filed: November 3, 2000

For: **METHODS FOR TREATING DIABETES VIA ADMINISTRATION  
OF CONTROLLED RELEASE METFORMIN**

Sir:

Transmitted herewith is a **Response to Notice Regarding Drawings** in the above-identified application.

☐ Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a verified statement previously submitted.

☐ A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

☒ No fee for additional claims is required.

☐ A filing fee for additional claims calculated as shown below, is required:

| FOR:   | (Col. 1)       | (Col. 2)   |         | SMALL ENTITY |     | OR | LARGE ENTITY |     |
|--|----------------|------------|---------|--------------|-----|----|--------------|-----|
|  | REMAINING      | HIGHEST    |         | RATE         | FEE |    | RATE         | FEE |
|  | AFTER          | PREVIOUSLY | PRESENT |              |     |    |              |     |
|  | AMENDMENT      | PAID FOR   | EXTRA   |              |     |    |              |     |
| TOTAL CLAIMS   | * Minus 20** = |            |         | x \$ 9       | \$  |    | x \$ 18      | \$  |
| INDEP. CLAIMS  | * Minus 3*** = | 0          |         | x \$ 42      | \$  |    | x \$ 84      | \$  |
| <input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |                |            |         | + \$140      | \$  |    | + \$280      | \$  |

TOTAL: \$ OR TOTAL: \$

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

☒ Also transmitted herewith are:

☐ Petition for one-month extension under 37 C.F.R. 1.136 (in duplicate)

☒ Other: **Eight sheets of drawings**

☐ Check(s) in the amounts of \$**.00** is/are attached to cover:

☐ Filing fee for additional claims under 37 C.F.R. 1.16

☐ Petition fee for one month extension under 37 C.F.R. 1.136

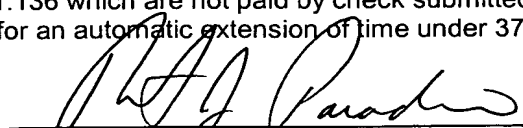
☒ Other:

☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552. A duplicate copy of this sheet is enclosed.

☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.

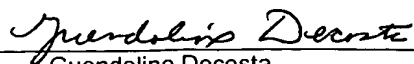
☒ Any patent application processing fees under 37 C.F.R. 1.17.

☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

  
Robert J. Paradiso, Reg. No. 41,240  
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485 Seventh Avenue, 14<sup>th</sup> Floor  
New York, New York 10018  
(212) 736-1940

I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 2, 2004.

DAVIDSON, DAVIDSON & KAPPEL, LLC

BY:   
Guendoline Decosta